

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

CYNTHIA RUSH COATS

Plaintiff,

vs.

ALLSTATE FIRE AND CASUALTY  
INSURANCE COMPANY

Defendant.

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. 4:17-cv-87

(JURY)

**JOINT STIPULATION OF DISMISSAL WITH PREJUDICE**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

COME NOW, Plaintiff Cynthia Rush Coats and Defendant Allstate Fire and Casualty Insurance Company and file this Joint Stipulation of Dismissal With Prejudice under Federal Rule of Civil Procedure 41(a)(1)(ii) and in support thereof would show the Court as follows:

1. Plaintiff is Cynthia Rush Coats. Defendant is Allstate Fire and Casualty Insurance Company.
2. Plaintiff filed suit against Defendant for damages under a homeowners' policy arising out of damages which occurred on December 27, 2015.
4. Plaintiff and Defendant have reached a compromise and settlement regarding the claims in this lawsuit. As a result, Plaintiff desires to dismiss with prejudice all claims and causes of action asserted against Defendant. Both Plaintiff and Defendant agree to this dismissal with prejudice.
5. This case is not a class action.
6. A receiver has not been appointed in this action.

7. This case is not governed by any federal statute that requires an order of the court for dismissal of the case.
8. Plaintiff has not dismissed an action based on or including the same claims as those presented in this suit.
9. This dismissal is requested to be with prejudice as to Defendant Allstate Fire and Casualty Insurance Company.

Respectfully submitted,

**Daly & Black, P.C.**

/s/ David L. Bergen  
Richard D. Daly  
State Bar No. 00796429  
David L. Bergen  
State Bar No. 24097371  
2211 Norfolk Street, Suite 800  
Houston, Texas 77098  
Phone: 713-655-1405  
Fax: 713-655-1587  
rdaly@dalyblack.com  
cgustin@dalyblack.com

**ATTORNEY FOR PLAINTIFF**

AND

**STACY | CONDER | ALLEN LLP**

By: /s/ - David G. Allen  
David G. Allen  
State Bar No. 00786972  
[allen@stacyconder.com](mailto:allen@stacyconder.com)  
901 Main Street, Suite 6200  
Dallas, Texas 75202  
(214) 748-5000  
(214) 748-1421 (fax)

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

On February 19, 2018 I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all parties of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ - David G. Allen

David G. Allen

DGA/PLDG/599281.1/000003.17083